

EXHIBIT 5

**Letter from the Plaintiff's Counsel
dated October 25, 2005**

JERE LOCKE BEASLEY
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AR ALSO ADMITTED IN ARKANSAS
FL ALSO ADMITTED IN FLORIDA
GA ALSO ADMITTED IN GEORGIA
KY ALSO ADMITTED IN KENTUCKY
MN ALSO ADMITTED IN MINNESOTA
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JAMES W. TRAEGER
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1963-2004

October 25, 2005

Gregory A. Brockwell
*Carr, Allison, Pugh, Howard,
Oliver, & Sisson, P.C.*
100 Vestavia Parkway, Suite 200
Birmingham, Alabama 35216

Re: *Hazel Roby v. Benton Express, Inc.*

Dear Greg:

Pursuant to your letters of September 23, 2005, and October 13, 2005, enclosed is a list of the relatives of Hazel and Ronald Roby along with copies of the Petition for Letters of Administration and Letters of Administration granted to Hazel Roby.

Regarding your request for documents reflecting insurance on the Mercedes, there was no insurance coverage in effect on this vehicle at the time of the wreck. Mr. and Mrs. Roby did not own the Chevy Malibu and, as such, Mrs. Roby is not in possession of any documents pertaining to any insurance on that vehicle.

I will continue to object to production of any documents evidencing payment of any insurance funds to Mrs. Roby or the Estate of Ronald Roby as a result of Mr. Roby's death.

Sincerely,

BEASLEY, ALLEN, CROW, METHVIN,
PORTIS & MILES, P.C.



LABARRON N. BOONE

LNB/drj
Enclosure